

**To:** Holmes, Karron (MPCA)[Karron.Holmes@state.mn.us]  
**Cc:** Holst, Linda[holst.linda@epa.gov]  
**From:** Ortiz, Yesenia (Jessie)  
**Sent:** Tue 7/28/2015 3:10:15 PM  
**Subject:** RE: New Wild Rice Statute

Good morning Karron,

Call in # 877-226-9607

Code: 5295690482

Yesenia Ortiz-Santiago (Jessie)

Executive Assistant

U.S. Environmental Protection Agency

77 West Jackson Boulevard (W-15J)

Chicago, Illinois 60604

Direct line: (312) 886-6671

Fax: (312) 692-2972

e-mail: ortiz-santiago.yesenia@epa.gov

Note -

This communication may contain privileged, confidential or proprietary information that may be protected from disclosure under law. If you are not the intended recipient, please do not read, use or disclose the contents of this communication to others. Please notify the sender that you have received this in error. Please then delete the communication from your system and destroy any copies of it. Thank you.

**From:** Holmes, Karron (MPCA) [mailto:Karron.Holmes@state.mn.us]  
**Sent:** Tuesday, July 28, 2015 9:47 AM  
**To:** Ortiz, Yesenia (Jessie)  
**Subject:** RE: New Wild Rice Statute

Good morning Jessie. What is the best phone number Rebecca Flood should call Tinka and the other staff at 1 pm today?

Sincerely,

Karron Holmes

Executive Assistant

Commissioner's Office

Minnesota Pollution Control Agency

520 Lafayette Road North

St. Paul, MN 55155

651-757-2024

[www.pca.state.mn.us](http://www.pca.state.mn.us)



Minnesota Pollution Control Agency

*Our mission is to protect and improve the environment and enhance human health.*

**From:** Holmes, Karron (MPCA)  
**Sent:** Thursday, June 25, 2015 11:50 AM  
**To:** 'Ortiz, Yesenia (Jessie)'  
**Subject:** RE: New Wild Rice Statute

Jessie, July 28 from 1-2 pm, Central time, works for Rebecca Flood and MPCA staff. Should we book that time slot for the conference call? Rebecca can call Tinka.

Sincerely,

Karron Holmes

Executive Assistant

Commissioner's Office

Minnesota Pollution Control Agency

520 Lafayette Road North

St. Paul, MN 55155

651-757-2024

[www.pca.state.mn.us](http://www.pca.state.mn.us)



Minnesota Pollution Control Agency

*Our mission is to protect and improve the environment and enhance human health.*

**From:** Ortiz, Yesenia (Jessie) [<mailto:ortiz-santiago.yesenia@epa.gov>]

**Sent:** Thursday, June 25, 2015 11:37 AM

**To:** Holmes, Karron (MPCA)

**Subject:** FW: New Wild Rice Statute

Hi Karron,

Is it possible to try and get this set up now? I will be on vacation starting July 2 and won't be back until the 20<sup>th</sup> of July.

Below are dates and times when Tinka will be available the week of the 27<sup>th</sup>. Tim Henry will be on vacation the Week of the 13<sup>th</sup> & 20<sup>th</sup>.

(central time)

July 28 1 – 2pm

July 29 1- 4pm

July 30 2:30 – 4pm

Thank you.

Yesenia Ortiz-Santiago (Jessie)

Executive Assistant

U.S. Environmental Protection Agency

77 West Jackson Boulevard (W-15J)

Chicago, Illinois 60604

Direct line: (312) 886-6671

Fax: (312) 692-2972

e-mail: [ortiz-santiago.yesenia@epa.gov](mailto:ortiz-santiago.yesenia@epa.gov)

Note -

This communication may contain privileged, confidential or proprietary information that may be protected from disclosure under law. If you are not the intended recipient, please do not read, use or disclose the contents of this communication to others. Please notify the sender that you have received this in error. Please then delete the communication from your system and destroy any copies of it. Thank you.

**From:** Hyde, Tinka  
**Sent:** Thursday, June 25, 2015 8:59 AM  
**To:** Holst, Linda  
**Cc:** Henry, Timothy; Ortiz, Yesenia (Jessie)  
**Subject:** Fwd: New Wild Rice Statute

FYI

Sent from my iPhone

Begin forwarded message:

**From:** "Flood, Rebecca (MPCA)" <[rebecca.flood@state.mn.us](mailto:rebecca.flood@state.mn.us)>  
**Date:** June 25, 2015 at 8:39:17 AM CDT  
**To:** "Hyde, Tinka ([hyde.tinka@epa.gov](mailto:hyde.tinka@epa.gov))" <[hyde.tinka@epa.gov](mailto:hyde.tinka@epa.gov)>  
**Cc:** "Holmes, Karron (MPCA)" <[Karron.Holmes@state.mn.us](mailto:Karron.Holmes@state.mn.us)>, "Lotthammer, Shannon (MPCA)" <[shannon.lotthammer@state.mn.us](mailto:shannon.lotthammer@state.mn.us)>, "Kessler, Katrina (MPCA)" <[katrina.kessler@state.mn.us](mailto:katrina.kessler@state.mn.us)>, "Foss, Ann (MPCA)" <[ann.foss@state.mn.us](mailto:ann.foss@state.mn.us)>  
**Subject:** New Wild Rice Statute

Hi, Tinka. I wanted to share with you the recently passed legislation as it relates to wild rice. The link below is the full omnibus Ag, Environment and Natural Resources bill in case you want to see the whole thing. In addition, I have excerpted the wild rice provision found in article 4, section 136 below. I wanted to let you know that we are discussing how this may impact our process and how we will be proceeding moving forward. I anticipate that we will want to have a discussion with you and your senior managers (Henry, Holst, Pierard and Swenson) to discuss this.

I will be out of the office beginning this afternoon and plan to be back on July 13<sup>th</sup>. I've asked Karron to work with Jessie to set up a conference call for us once I return. Sound OK to you?

Here are the links.

<https://www.revisor.mn.gov/laws/?year=2015&type=1&doctype=Chapter&id=4>

## **Sec. 136.**

### **WILD RICE WATER QUALITY STANDARDS.**

... (a) Until the commissioner of the Pollution Control Agency amends rules refining the wild rice water quality standard in Minnesota Rules, part 7050.0224, subpart 2, to consider all independent research and publicly funded research and to include criteria for identifying waters and a list of waters subject to the standard, implementation of the wild rice water quality standard in Minnesota Rules, part 7050.0224, subpart 2, shall be limited to the following, unless the permittee requests additional conditions: ...

... (1) when issuing, modifying, or renewing national pollutant discharge elimination system (NPDES) or state disposal system (SDS) permits, the agency shall endeavor to protect wild rice, and in doing so shall be limited by the following conditions: ...

... (i) the agency shall not require permittees to expend money for design or implementation of sulfate treatment technologies or other forms of sulfate mitigation; and ...

... (ii) the agency may require sulfate minimization plans in permits; and ...

... (2) the agency shall not list waters containing natural beds of wild rice as impaired for sulfate under section 303(d) of the federal Clean Water Act, United States Code, title 33, section 1313, until the rulemaking described in this paragraph takes effect. ...

... (b) Upon the rule described in paragraph (a) taking effect, the agency may reopen permits issued or reissued after the effective date of this section as needed to include numeric permit limits based on the wild rice water quality standard. ...

... (c) The commissioner shall complete the rulemaking described in paragraph (a) by January 15, 2018.

I hope that you are enjoying the summer in Chi-town! It certainly has been beautiful here.  
Best, Rebecca.

*Rebecca J. Flood*

*Assistant Commissioner*

*Minnesota Pollution Control Agency*

*651-757-2022*

*MPCA's mission is to protect and improve the environment and enhance human health.*